



BEW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: B. McMurray

Serial No. 10/720,947

Filed: November 24, 2003

Confirmation No.: 5270

For: **FUNCTIONAL DOUBLE-FACED PERFORMANCE WARP KNIT FABRIC,
METHOD OF MANUFACTURING, AND PRODUCTS MADE THERE FROM**

Examiner: A. Piziali

Art Unit: 1771

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

RESPONSE TO RESTRICTION REQUIREMENT

In response to the Office Action mailed October 4, 2005, Applicant hereby elects **Group I** (Claims 1-40) drawn to a fabric for prosecution in the above-identified application. Claims 1-2, 5, 12-15, 17, 21-22, and 34-40 are generic. Additionally, Applicant elects Species 2 of Species Group I (Claims 4, 14-15), and Species 1 of Species Group II (Claims 6-9).

If any fees for the accompanying response are required, Applicant requests that this be considered a Petition therefore. The Commissioner is hereby authorized to charge any fees which may be required to Deposit Account 501923.

Respectfully submitted,

Edward W. Rilee

Registration No. 31,869

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(336) 273-4422.

Date: November 4, 2005

File No.: 7373-004

CERTIFICATE OF MAILING

I HEREBY CERTIFY THAT THIS DOCUMENT IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST-CLASS MAIL, IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, ON NOVEMBER 4, 2005

(Date of Deposit)

Christian E. Carter-Seyboth

Name of Depositor

Signature

NOVEMBER 4, 2005

Date of Signature